



PATENT
Attorney Docket No. 017575.0678

Pursuant to 37 C.F.R., 1.10, I hereby certify that I have information and a reasonable basis for belief that this correspondence will be deposited as first-class mail with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on December 14 2001.

Margie Juhner
Signature

12-14-01
Date

*12/14 Response
C. Staley*

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DEC 27 2001

OFFICE OF PETITIONS

In re Application of: Eva Sevrick-Muraca, et al.

Serial No.: 09/297,895

RECEIVED

Filing Date: June 30, 1999

DEC 27 2001

Group Art Unit: 2877

OFFICE OF PETITIONS
DEPUTY A/C PATENTS

Examiner: R. Rosenberg

Title: PARTICLE ANALYSIS SYSTEM AND METHOD

RESPONSE TO OFFICE ACTION

Commissioner for Patents
Washington, D.C. 20231

Date: December 14, 2001

Dear Sir:

In response to the Office Action of 02/27/01, Applicants submit the following remarks in connection with the above-identified application.

REMARKS

Reconsideration of the application in view of the above amendment and the following remarks is requested.

Claims 1-49 are now pending in this application.

Claims 1-49 stand rejected under the judicially created doctrine of non-statutory type double patenting as being unpatentable over claims 1-35 of U.S. Patent No. 5,818,583. This